IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 14TH DECEMBER 2007 / 23RD AGRAHAYANA 1929

Crl.Rev.Pet.No. 4484 of 2007()

CRA.135/2006 of SESSIONS COURT, KASARAGOD
CC.31/2005 of J.F.C.M- II, KASARAGOD

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REVN. PETITIONER:

K.SAJEEVA CHOWTA AGED 40 YEARS,
S/O. AITHAPPA CHOWTA,
S.K.TAILORS,
NR. VIJAYA BANK,
BADADKA.

BY ADV. SRI.T.B.SHAJIMON

RESPONDENTS:

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1. K.SHIVAPRASAD ALVA AGED 47 YEARS,
S/O.BALAKRISHNA ALVA,
R/AT SOORIU HOUSE,
P.O.R.D.NAGAR,
KASARAGOD.

2. STATE OF KERALA,
REP. BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,ERNAKULAM.
BY ADV. SRI.M.PRADEEP RAO

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 14/12 /2007 , THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.4484 of 2007

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Dated: 14-12-2007

ORDER

The accused in C.C. No. 31 of 2005 on th**e file** of the J.F.C.M.II, Kasaragod for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No. 13291 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,
(JUDGE)

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